

**No. F. 22011/63/2001-HMP
GOVERNMENT OF MIZORAM
HOME DEPARTMENT**

Dated Aizawl, the 17th July, 2008.

To,

✓ Paritosh Chakma,
R/o Programmes. Director
Asian Indigenous & Tribal Peoples Network,
(AITPN) C-3/441 (TOP FLOOR)
JANAKPURI
NEW DELHI. WEST DELHI.

Reference : letter case No. 16/16/0708/06 dt. 1. 4. 2008.

Sir,

With reference to National Human Right Commission letter number stated above. I am directed to furnish herewith Para-wise comments on the above mentioned case for your information.

1. Background to IBB Fencing in Mizoram:

In Lunglei District there are 13 villages and 6 sub-villages which are being placed on the other side of the IBB Fencing of which some of them are not totally placed beyond the Fencing Line, like Tablabagh etc were cut off into two portions. But the construction agencies are making corridor for their communication.

It may be mentioned that those families placed on the other side of the Fencing Line may not be called 'displaced' since the Fencing Line is not the boundary of Indo-Bangla Border. In the case like the village of Bindasora that the fencing was constructed for National Security reason and not to mean for the boundary of the Indo-Bangla Border and that there was no objection of dwelling outside the Fencing Line. It is also informed to the villagers that their shifting from outside to the inner side of the fencing will depends upon the will of the villagers. There is no compulsion to have their residence shifted to the inner side of the Fencing Line.

It is true that the construction of fencing damaged some immovable properties and for which reasonable compensation was paid to the victims. The fencing did not cause total damage to the community assets. However, the damage if any as a result of fencing works are compensated appropriately. Till today there is no mass displacement as a result of the construction of fencing rather they are allowed to move freely in and outside the fencing.

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II. Violation by the four agencies.

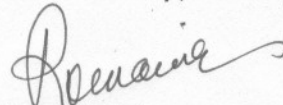
The construction companies already had Blue Print Alignment of the fencing and they usually tried to follow the Blue Print alignment. However, it had been insisted that the alignment should be surveyed by a joint team consisting of representative of District administration, the BSF and the construction companies. Accordingly of late, the District administration had been involved in the survey of fencing alignment. It may be stated that the construction company did not follow the surveyed alignment rather they made diversion according to their convenience without knowledge of the District Administration. This practice always caused mis-understanding between the villagers, the District administration and the construction companies. These diversions caused existences of two alignments and the companies are expected to pay compensation against the two alignments but out of which one is still left to be paid compensation by the companies.

III. Alleged corruption by the office of the D.C. of Lunglei:-

It may be well-aware that the compensation amount has never been deposited to the District - Collector by any Company just after the pronouncement of the Award. As usual, the compensation amount was deposited to District collector in cheques and remitted to the Banks for safe custody. Immediately after receipt of the compensation amount, the affected families were informed through concerned VCP that compensation amount was available for disbursement. There had never been unnecessary delay in the disbursement of compensation.

Detail disbursement with actual Payee's Receipt are available in the office of the D.C. Revenue Branch, Lunglei. Moreover, the paper issued by representatives of the affected Chakma people as enclosed also showed that there was no practice of misappropriation on the part of official.

Yours faithfully,



(Romawia)

Deputy Secretary to the Government of Mizoram,
Home Department.

Memo No. F. 22011/63/2001-HMP:

Dated Aizawl, the 17th July, 2008.

Copy to:-

National Human Right Commission, Faridkot House Copernicus
Marg, New Delhi Pin-110001.



(Romawia)


Deputy Secretary to the Government of Mizoram,
Home Department.


TO WHOM THIS MAY CONCERN

We, the undersignatories, on behalf of all recipients of compensation as a result of Indo-Bangla Border Fencing affirmed that the Office of the Deputy Commissioner, Land Revenue & Settlement Branch, Lunglei made best efforts so as to enable us to receive payment of compensation as early as possible. As a result of these efforts, the construction companies handed over compensation amount in cheque to the Deputy Commissioner Lunglei for the families whose houses were falling on the line of fencing. The cheques were remitted to the Banks as per procedures for safe custody before disbursement. As soon as the cheques were deposited to the Banks we had been informed to receive payment of compensation. This transmission of information and going to Lunglei always take one or two weeks. As soon as we were ready to receive payment the amount had been drawn from the Banks and disbursed to us accordingly. There had been no intension of getting interest in the deposit of compensation money to the Bank.

Regarding the said deduction of some percentage of compensation from the recipients we admitted that there was no forceful collection of some percentage from the recipients. Rather, we fully received our compensation amount, which had been shown in the Actual Payees Receipts available in the Office of the Deputy Commissioner, Land Revenue & Settlement Branch, Lunglei. We further admitted that some of us may contribute some little amount of money for meeting expenditure during the long course of preparation of compensation.

Lastly, we declared that there was no undesirable incident and practice in the disbursement of compensation to the families affected by the Indo-Bangla Border Fencing.

1. 
(NUNDANGA) 19.6.08
President
Village Council / Court
Mauzam

2. 
(BOLORAM) 19.6.08
President
Village Council / Court
Silkur

2. 
(BIMOL KANTI) 19.6.08
President
Village Council / Court
Hmundo

4. 
(SUSANGKO) 19/6/08
President
Village Council / Court
Tipperaghat

Raj Kumar 19/6/08

5. (RAJ KUMAR)

President
Village Council / Court
Puankhai

Prodip

6. (PRODIP)

President
Village Council/Court
Chengkawllui

Paikaram 19/6/08

7. (PAISARAM)

President
Village Council / Court
Tablabagh

Mona Chakma

8. (MONA CHAKMA)

President
Village Council / Court
Nunsury

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Zodintara

1. (ZODINTARA)
President

Young Chakma Association
Tipperaghat-I Branch

Lalawmpuia

4. (LALAWMPIUA)
President

Young Chakma Association
New Khojorsury Branch

Robison

2. (ROBISON)
President

Young Chakma Association
Branch New Sachan

Babu Rani

5. (BABU RANI)
President

Village Council / Court
Belpei

Lolit Bushon

3. (LOLIT BUSHON)
President

IBB National Front
Cholaisury Branch

Abutar

6. (ABUTAR)
Chairman

IBB Fencing Deman Committee
New Sachan

Santi Jivan 23/6/08

7. (SANTI JIVAN)

Asst. Secretary
IBB FARUC
Mizoram